

The opinion in support of the decision being entered today was not written for publication and  
is not binding precedent of the Board

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte ULRICH REINERS, ERIK JARUND  
and LEIF LINNE

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MAILED

DEC 15 2005

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Application No. 09/851,460

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was electronically received at the Board of Patent Appeals and Interferences on August 11, 2005. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

**EXAMINER'S ANSWER**

On April 5, 2005, an Examiner's Answer was mailed. A review of the Examiner's Answer reveals that the references applied in the rejection were not listed under the heading "Evidence Relied Upon." Correction is required.

Accordingly, it is

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ORDERED that the application is returned to the examiner to:

- 1) to submit a corrected Examiner's Answer, in accordance with MPEP 1207.02, which requires listing of the references applied under the heading "Evidence Relied Upon;" and
- 2) for such further action as may be appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES

  
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Application No. 09/851,460

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